

November 17, 2003

PUBLIC SAFETY
COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT EXCEPT LEGISLATOR FALKNER.

1. Item Page -2003 (Comm. 18E-12)

COUNTY EXECUTIVE

WHEREAS, the Department of Probation and Youth Detention Services is responsible for providing secure and non-secure detention services in Erie County, and

WHEREAS, by resolution dated May 22, 2003 (Ref 9E-31) your Honorable Body approved a personal service contract for six months with John Welch to provide assistance as a hands-on trainer, troubleshooter, and guide for the successful launching of the new detention center in accordance with the American Corrections Association accreditation guidelines for operation, and staffing procedures of the new 64-bed detention facility. The current contract ends as of October 31, 2003, and

WHEREAS, current staff and management will have to be trained on the new central control, locking mechanisms, operations, movement and procedures in the new state-of-the-art juvenile facility. As the department moves from planning to actual operations, Mr. Welch has served as a hands-on trainer, troubleshooter, and guide for the successful launching of operations and training, and

WHEREAS, Mr. Welch's knowledge of corrections operations, ACA accreditation standards, and specific knowledge from the construction and architectural/engineering design phase of this facility is needed through the end of the year to assist in the set up operations and training for the new facility. This will facilitate a smooth transition to the new modular quad operations for the new state-of-the-art juvenile detention facility, and

WHEREAS, funds are available within Account 830, Contractual Services, in the 2003 Adopted Budget of the Youth Detention Division to fund this contract,

NOW, THEREFORE, BE IT

RESOLVED, that inasmuch as it is impractical to follow the request for proposal (RFP) procedure in the case of the professional service needed immediately to facilitate the operation, training, and accreditation for the new Secure Detention facility, the Erie County Legislature hereby waives this procedure for this personal services contract as provided for in the County Administrative Code, Section 19.08. Since this special service must be provided immediately, authorization is hereby provided to extend the personnel services contract with Mr. John Welch for the sum of \$10,000 (ten thousand dollars) for the period of an additional two months through December 31, 2003, and be it further

RESOLVED, that funds are available in Account 830, Contractual Service, in the 2003 Adopted Budget of the Division of Detention Services, and be it further

RESOLVED, that said appropriation be on the condition that the State of New York provide revenues of at least \$5,000 based on a reimbursement schedule of 50% for a local youth and 100% for an out-of-state youth receiving secure detention services, and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Probation and Youth Detention Services, the Erie County Division of Purchase, the County Comptroller and the Division of Budget, Management and Finance.
(4-0) Legislator Falkner absent.

2. Item Page -2003 (Comm. 20E-18)

SHERIFF

WHEREAS, agreements between The Erie County Sheriff's Office and the Erie County Sheriff's Police Benevolent Association have resulted in an additional \$250 uniform payment to each union member and,

WHEREAS, The Erie County Sheriff's Office is mandated to provide medical services to inmates at the Erie County Holding Center and the Erie County Correctional Facility, and

WHEREAS, budgeted funds for the year 2003 are not sufficient to provide for the anticipated expenses in these accounts for the balance of the year, and

WHEREAS, funds are available in various other accounts to cover these shortages.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized:

<u>Appropriation</u>	<u>Decrease</u>
Department 150 – Sheriff's Division	
Account 933 – Lab & Technical Equipment	\$ 5,000
Department 151 – Holding Center Division	
Account 811 - Clothing Supplies	\$ 30,000
Account 812 - Food & Kitchen Supplies	\$ 30,000
Account 933 – Lab & Technical Equipment	\$ 12,000
Department 660 – Correctional Facility	
Account 811 – Clothing Supplies	\$ 25,000
Account 812 – Food & Kitchen	\$ 80,000
Account 822 – Rental Charges	\$ 3,500
Account 825 – Out of Area Travel	\$ 2,000
Account 826 – Other Expenses	\$ 10,000
Account 933 – Lab & Tech Equipment	\$ <u>25,000</u>
TOTAL DECREASE	\$ 222,500

<u>Appropriation</u>	<u>Increase</u>
Department 150 – Sheriff’s Division Account 811 – Clothing Supplies	\$ 35,000
Department 660 – Correctional Facility Account 814 – Medical & Health Supplies	<u>\$ 187,500</u>
TOTAL INCREASE	\$ 222,500
NET IMPACT	<u>\$ 0.00</u>

and be it further,

RESOLVED, that certified copies be forwarded to the Division of Budget, Management, and Finance, the Erie County Comptroller’s Office and the Office of the Sheriff for implementation.
(4-0) Legislator Falkner absent.

3. Item Page -2003 (Comm. 20E-26)

COUNTY EXECUTIVE

WHEREAS, the District Attorney through the Victim/Witness Assistance and Child Victim Advocacy Program Grants provide needed services to the residents of Erie County, and

WHEREAS, the Erie County Legislature has already approved the District Attorney’s Grant Budgets in Book B for 2002, and

WHEREAS, all grant accounts need to be closed out on the Erie County’s general ledger,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the Victim Witness Assistance and Child Victim Advocacy Program grants to properly close out the grants as of September 30, 2003, to be adjusted as follows:

**VICTIM/WITNESS ASSISTANCE – Project 620
October 1, 2002 – September 30, 2003**

<u>Revenue</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 627 State Aid	\$ 264,200	(\$14,540.72)	\$ 249,659.28
Acct. 686 1400 Interfund Rev.	<u>41,716</u>	<u>12,346.07</u>	<u>54,062.07</u>
	<u>\$ 305,916</u>	<u>(\$ 2,194.65)</u>	<u>\$303,721.35</u>
 <u>Appropriations</u>	 <u>ORIGINAL</u>	 <u>CHANGE</u>	 <u>FINAL</u>
Acct. 800 Personal Services	\$ 247,426	(\$ 14,883.10)	\$ 232,542.90

Acct. 801 Overtime	2,527	(1,561.09)	965.91
Acct. 805 Fringe Benefits	57,304	16,383.28	73,687.28
Acct. 824 Travel & Mileage	4,500	(3,061.44)	1,438.56
Acct. 826 Other Expense	600	(76.70)	523.30
Acct. 883 I/D Reduct Exp.	(10,000)	1,072.06	(8,927.94)
Acct. 933 Lab & Tech Equip	<u>3,559</u>	<u>(67.66)</u>	<u>3,491.34</u>
	<u>\$ 305,916</u>	<u>(\$ 2,194.65)</u>	<u>\$ 303,721.35</u>

CHILD ADVOCACY GRANT – Project #610

October 1, 2002 – September 30, 2003

<u>Revenue</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 627 State Aid	\$ 12,000	\$ 55,152.36	\$67,152.36
Acct. 686 Interfund DA	<u>49,500</u>	<u>(49,500.00)</u>	<u>- 0 -</u>
Total Revenue	<u>\$ 61,500</u>	<u>\$ 5,652.36</u>	<u>\$67,152.36</u>

<u>Appropriations</u>			
Acct. 800 Personal Services	\$ 49,935	\$ 198.66	\$ 50,133.66
Acct. 805 Fringe Benefits	<u>11,565</u>	<u>5,453.70</u>	<u>17,018.70</u>
Total Appropriations	<u>\$ 61,500</u>	<u>\$ 5,652.36</u>	<u>\$ 67,152.36</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller and the Director of Budget, Management and Finance.
(4-0) Legislator Falkner absent.

4. Item Page -2003 (Comm. 20E-27)

COUNTY EXECUTIVE

WHEREAS, the District Attorney through the Violent Juvenile Prosecution Grant provides needed services to the residents of Erie County, and

WHEREAS, the Erie County Legislature has already approved the District Attorney's Grant Budgets in Book B for 2002, and

WHEREAS, all grant accounts need to be closed out on the Erie County's general ledger,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the Violent Juvenile Prosecution Grant to reflect actual expenses incurred and to properly close out the grant as of September 30, 2003, to be adjusted as follows:

VIOLENT JUVENILE PROSECUTION GRANT – Project #616
October 1, 2002 to September 30, 2003

<u>Revenue</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 627 State Aid	\$ 75,000	\$ - 0 -	\$ 75,000.00
Acct. 686 1400 Interfund DA	<u>7,936</u>	<u>6,391.04</u>	<u>14,327.04</u>
Total Revenue	<u>\$ 82,936</u>	<u>\$ 6,391.04</u>	<u>\$ 89,327.04</u>

<u>Appropriation</u>	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Acct. 800 Personal Services	\$ 72,294	\$(2,691.90)	\$ 69,602.10
Acct. 803 M/C Salary Adj.	(4,954)	4,954.00	- 0 -
Acct. 805 Fringe Benefits	<u>15,596</u>	<u>4,128.94</u>	<u>19,724.94</u>
Total Appropriations	<u>\$ 82,936</u>	<u>\$6,391.04</u>	<u>\$89,327.04</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller and the Director of Budget, Management and Finance.
(4-0) Legislator Falkner absent.

5. Item Page -2003 (Comm. 20E-28)

COUNTY EXECUTIVE

WHEREAS, funds for the Training Grants to Stop Abuse and Sexual Assault Against Older Individuals or Individuals with Disabilities Program are available from the U.S. Department of Justice, Office of Justice Programs in the amount of \$154,546, and

WHEREAS, the District Attorney's Office will utilize the funds to designate an attorney to both prosecute elder abuse cases, as well as work with training specialists at Crisis Services and Catholic Charities, to develop appropriate training to improve the overall response of the criminal justice system in Western New York as it relates to the successful prosecution of these elder abuse cases, and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the U.S. Department of Justice for the purpose of increasing and strengthening training among the law enforcement & prosecution system within Western New York regarding elder abuse instances, and be it further

RESOLVED, that authorization is hereby provided to create the position of Assistant District Attorney n, Job Group 13, in the District Attorney's Elder Abuse Training Program Grant for which the B-1 00 is attached, and be it further

RESOLVED, that authorization is hereby provided to establish the District Attorney's Elder Abuse Training Program Grant as follows:

**DISTRICT ATTORNEY'S OFFICE
ELDER ABUSE TRAINING PROGRAM GRANT
OCTOBER 1, 2003 TO SEPTEMBER 30, 2004**

<u>Revenue</u>	<u>Increase</u>
Acct. 684 120 Federal Aid	\$ 154,546
Acct. 686 1400 Interfund Revenue-DA	<u>24,774</u>
Total Revenue	<u>\$ 179,320</u>

<u>Appropriation</u>	
Acct. 800 Personal Service	\$ 59,661
Acct. 805 Fringe Benefits	13,125
Acct. 824 Travel & Mileage	750
Acct. 825 Out of Area Travel	4,915
Acct. 826 Other Expenses	20,000
Acct. 830 xxxx Consultant-UB Law School	7,600
Acct. 830 xxxx Contractual-Crisis Services	40,674
Acct. 830 xxxx Contractual-Catholic Charities	
Total Appropriations	<u>\$ 179,320</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller and the Director of Budget, Management and Finance.
(4-0) Legislature Falkner absent.

6. Item Page -2003 (Comm. 20E-36)

COUNTY EXECUTIVE

WHEREAS, the City of Buffalo has requested the participation of the Erie County Probation Department in its Code of Conduct Program, and

WHEREAS, the City has available \$4,237.00 from the Code of Conduct Program to reimburse overtime expense for a probation officer participating in this program,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into agreement with the City of Buffalo to receive reimbursement for Probation Department participation in the Code of Conduct Program, and to receive donations of computer related equipment from the City grant, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into agreement with the City of Buffalo to receive reimbursement for Probation Department participation in the Code of

Conduct Program, and to receive donations of computer related equipment from the City grant, and be it further

RESOLVED, that the 2003 operating budget of the Probation Department shall be adjusted as follows:

<u>Revenue</u>	<u>Increase</u>
Account 360, Other Local Sources	\$4,237
<u>Appropriations</u>	
Account 801 – Overtime	3,602
Account 805 – Fringe Benefits	<u>635</u>
Total Appropriations	\$4,237

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller, and the Probation Department.
(4-0) Legislator Falkner absent.

7. Item Page -2003 (Comm. 20E-38)

COUNTY EXECUTIVE

RESOLVED, that authorization is hereby provided to amend a grant in the Department of Central Police Services as follows:

Grant Fund 281 – Department 650
“Aid to Localities – Lab Funding” Grant Project #402
Extended to 12/31/03

<u>Appropriation</u>	<u>Decrease</u>
Acct. 800 – Personal Services DAC 281 402650800	\$14,316
<u>Appropriation</u>	<u>Increase</u>
Acct. 801 – Overtime DAC 281 402650801	\$ 6,769
Acct. 825 – Out of Area Travel DAC 281 402650825	\$ 600
Acct. 826 – Other Expenses DAC 281 402650826	\$ 4,809

Acct. 933 – Lab & Tech Equip
 DAC 281 402650933

\$ 2,138

Total Increase \$14,316

Net Appropriations 0

And be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Central Police Services.

(4-0) Legislator Falkner absent.

8. Item Page -2003 (Comm. 20E-39)

COUNTY EXECUTIVE

RESOLVED, that authorization is hereby provided to amend a grant in the Department of Central Police Services as follows:

Grant Fund 281 – Department 650
 “Aid to Crime Labs” Grant Project #588
 Extended to 3/31/04

<u>Appropriation</u>	<u>Decrease</u>
Acct. 800 – Personal Services DAC 281 588650800	\$ 39,992
Acct. 825 – Out of Area Travel DAC 281 588650825	<u>\$ 1,500</u>
Total Decrease	\$ <u>41,492</u>

<u>Appropriation</u>	<u>Increase</u>
Acct. 801 – Overtime DAC 281 588650801	\$ 12,987

Acct. 814 – Medical Supplies	
DAC 281 588650814	<u>\$ 28,505</u>
Total Increase	<u>\$ 41,492</u>
Net Appropriations	0

And be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Central Police Services.

(4-0) Legislator Falkner absent.

9. Item Page -2003 (Comm. 20E-53)

COUNTY EXECUTIVE

WHEREAS, the United States Office of Homeland Defense has allocated funding for reimbursement to State and local governments for costs incurred to heighten security to address possible terrorist attacks during ORANGE Threat Alert Level time periods; and

WHEREAS, the New York State Division of Criminal Justice Services has been designated as the State agency responsible for allocating Federal funding to local governments through the Urban Areas Security Initiative (UASI) Grant Program; and

WHEREAS, Erie County has incurred increased costs totaling \$456,183.05 associated with heightened security during the ORANGE Threat Alert Levels and is eligible for reimbursement of these costs.

NOW, THEREFORE BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements with the New York State Division of Criminal Justice to accept ORANGE Threat Alert Level reimbursement funds in the amount of \$456,183.05, and be it further

RESOLVED, that the funds be deposited into the General Fund revenues in the Sheriff's Department, DAC 110 931150627, State Aid Criminal Justice Program, and be it further

RESOLVED, that a certified copies of this resolution be sent to Deputy County Executive Carl Calabrese; the Director of Budget, Management and Finance; Laurence K. Rubin, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the Erie County Sheriff's Department; the Department of Central Police Services; the Department of Emergency Services; the County Attorney; and the Office of the Comptroller.
(4-0) Legislator Falkner absent.

JEANNE Z. CHASE
CHAIRPERSON